

PATRICK D. ROBBINS (CABN 152288)
Acting United States Attorney

MARTHA BOERSCH (CABN 126569)
Chief, Criminal Division

ERIC CHENG (CABN 274118)
AJAY KRISHNAMURTHY (CABN 305533)
ALETHEA M. SARGENT (CABN 288222)
Assistant United States Attorneys

1301 Clay Street, Suite 340S
Oakland, California 94612
Telephone: (510) 637-3680
FAX: (510) 637-3724
Eric.Cheng@usdoj.gov
Ajay.Krishnamurthy@usdoj.gov
Alethea.Sargent@usdoj.gov

Attorneys for United States of America

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

UNITED STATES OF AMERICA,)	Case No. 23-CR-00268 JSW
)	
Plaintiff,)	STIPULATION OF FACTS
)	
v.)	
)	
(2) DEVON CHRISTOPHER WENGER,)	
)	
Defendant.)	
)	

1 IT IS HEREBY STIPULATED AND AGREED, between plaintiff, the United States of
2 America, by its undersigned counsel, and defendant Devon Christopher Wenger, by his undersigned
3 counsel, that the following facts are true:

4 Exhibits 30 through 37

5 1. In March 2022, law enforcement agents seized Exhibit 30 (a gray Apple iPhone 12 Pro
6 Max cellular phone) from Daniel Harris in Weatherford, Texas with a federal search warrant. The
7 phone, bearing IMEI number 356712116070384 and Unique Device ID 00008101-000970120AE0001E,
8 was self-identified as “Dans iPhone” and was associated with the phone number ending -9366 and the
9 email account “daniel.harris05@yahoo.com” among others.

10 2. Exhibit 30 was transferred to the North Texas Regional Computer Forensics Laboratory
11 in Dallas, Texas, where it was accurately imaged, extracted, and copied by an FBI digital forensic
12 examiner using industry-standard tools. These tools are designed to acquire information from cellular
13 devices without changing or deleting any information, and are routinely used to extract and process data
14 from such cellular devices.

15 3. Exhibits 31, 32, 33, 34, 35, 36, and 37 are authentic, true and accurate copies of materials
16 originally present on Exhibit 30, and extracted from Exhibit 30 by the digital forensic examiner.

17 Exhibits 40 and 41

18 4. In February 2022, law enforcement agents served Apple Inc. (“Apple”) with a federal
19 search warrant authorizing a search of Daniel Harris’ Apple iCloud account (associated with phone
20 number ending -9366 and “daniel.harris05@yahoo.com”). In response to the warrant, Apple gathered
21 records of Apple device backups and Apple iCloud information transmitted to Apple and stored within
22 the iCloud on behalf of this account, utilizing a process that ensures the integrity of the information
23 produced.

24 5. The FBI’s Secure Technologies Exploitation Unit (STXU) of the Operational Technology
25 Division located in Quantico, Virginia retrieved the device backups and Apple iCloud information
26 associated with this account from Apple using a secure, automated system. The STXU also
27 authenticated and validated the information received from Apple through a process of digital
28

1 identification.

2 6. Exhibits 40 and 41 are authentic, true and accurate copies of materials originally present
3 in the information stored by Apple on behalf of Daniel Harris' Apple iCloud account (associated with
4 phone number ending -9366 and "daniel.harris05@yahoo.com").

5
6 DATED: April 8, 2025

Respectfully submitted,

7 PATRICK D. ROBBINS
8 Acting United States Attorney

9 /s/

10 ERIC CHENG
11 ALETHEA SARGENT
12 AJAY KRISHNAMURTHY
Assistant United States Attorneys

13
14 DATED: April 8, 2025

Respectfully submitted,

15 /s/

16 DENA YOUNG
17 Attorney for Defendant DEVON CHRISTOPHER
WENGER